

HOUSE BILL 94  
By Overbey

AN ACT amend Tennessee Code Annotated, relative to medical malpractice.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 29-26-116(a), is amended by adding the following language as a new subdivision (5):

(5) Actions by a minor shall be commenced within four (4) years from the date of the alleged wrongful act except that actions by a minor under the full age of six (6) years shall be commenced within four (4) years or prior to such minor's eighth birthday, whichever provides a longer period. Such time limitation shall be tolled for minors for any period during which the parent or guardian and defendant's insurer or health care provider have committed fraud or collusion in the failure to bring an action on behalf of the injured minor for professional negligence.

SECTION 2. This act shall take effect upon becoming a law, the public welfare requiring it.